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PTO/SB/21 (08-00)

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## TRANSMITTAL FORM

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Total Number of Pages in This Submission

8

Application Number	09/363,456
Filing Date	July 29, 1999
First Named Inventor	W. Benman
Group Art Unit	2671
Examiner Name	H. Cao
Attorney Docket Number	Virtual-2

### ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Benman, Brown & Williams	
Signature		
Date	August 22, 2002	

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of :  
W. Benman : Group Art Unit : 2671  
Serial No. 09/363,456 : Examiner: H. Cao  
Filed: July 29, 1999 : Date: August 22, 2002  
For: System And Method For Extracting  
Images Without Monochromatic...

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**AMENDMENT B**

Commissioner of Patents  
and Trademarks  
Washington, D. C. 20231

Sir:

In response to the Office Action dated May 22, 2002, please amend the above-identified Application as follows and consider the subsequent Remarks:

**IN THE SPECIFICATION:**

Please replace the paragraph beginning at page 6, line 19, with the following rewritten paragraph:

-- Fig. 2 is a diagram which depicts a preferred embodiment of an imaging system constructed in accordance with the teachings of the present invention. In the preferred embodiment, the system 30 includes the digital camera and background image memory 14 of Fig. 1. However, in the preferred embodiment, the image processor 20 is implemented with a comparator 40, AND gate 42 and microcontroller 50. The background image is stored as per Fig. 1. However, in the preferred embodiment, the comparator scans the dynamic live video image and compares it to the stored background image on a pixel by pixel basis. If there is a match, the comparator 40 outputs a logical one, which is inverted

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